

## REMARKS

Applicant respectfully requests that the Examiner enter this Amendment after Final Action under 37 C.F.R. § 1.116 and reconsider the application as amended for allowance. The following remarks are responsive to the Final Office Action mailed April 1, 2008.

**As a preliminary matter, in the Final Office Action mailed April 1, 2008, the Examiner did not attach an initialed copy of the PTO-1449 form references that were mailed to the PTO on December 19, 2007. The Examiner also did not indicate the references on said PTO-1449 form were not in conformance with MPEP 609. As such, applicant respectfully requests that the Examiner indicate that these references have been considered and made of record.**

### Office Action Rejections Summary

Claims 1-3, 10-12, 14-16, 23-25, 27-29, and 34-36 have been rejected under 35 U.S.C. §102(e) as being unpatentable over U.S. Publication No. US2005/0111561 of Sedarat et al. ("Sedarat").

Claims 4-9, 13, 17-22, 26, 30-33 and 37 have been objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 38-44 have been allowed.

### Status of Claims

Claims 1-44 are pending in the application. Claims 4, 13, 17, 26, 30, and 37 have been amended to more properly define a preexisting claim limitation. The amended claims are supported by the specification. No new matter has been added. Claims 1-3, 10-12, 14-16, 23-25, 27-29, and 34-36 have been canceled.

## Claim Rejections

It is submitted that claims 4, 13, 17, 26, 30 and 37 have been amended to be written in independent form including all of the limitations of the base claim and any intervening claims, in view of the instructions prescribed by Examiner Puente, to render claims 4, 13, 17, 26, 30 and 37 as allowable. Claims 5-9, 18-22, and 31-33 are dependent upon the aforementioned amended independent claims and are therefore submitted as allowable.

Claims 38-44 have been allowed.

In conclusion, applicants respectfully submit that in view of the amendments set forth herein, the applicable rejections have been overcome.

If the Examiner believes a telephone interview would expedite the prosecution of this application, the Examiner is invited to contact Daniel Ovanezian at (408) 720-8300.

If there are any additional charges, please charge our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: July 1, 2008

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